

SENATE BILL 1033

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CF HB 1285

By: **Senator Jennings**

Introduced and read first time: February 23, 2012

Assigned to: Rules

Re-referred to: Education, Health, and Environmental Affairs, February 27, 2012

Committee Report: Favorable

Senate action: Adopted

Read second time: March 17, 2012

CHAPTER _____

1 AN ACT concerning

2 **Election Law – Campaign Finance – Requirements**

3 FOR the purpose of requiring the chairman and treasurer of a campaign finance entity
4 to provide electronic mail addresses of the chairman and treasurer to the State
5 Board of Elections and notify the State Board of a change in the electronic mail
6 addresses by a certain date if the chairman and treasurer consent to receiving
7 certain notice only by electronic mail; requiring the chairman and treasurer of a
8 campaign finance entity to notify the State Board of a change in the residence
9 address of the chairman and treasurer by a certain date; altering the time when
10 the treasurer of a campaign finance entity is required to issue a campaign
11 contribution receipt; authorizing the responsible officers of a campaign finance
12 entity to affirmatively consent to receiving notice of campaign finance reports
13 only by electronic mail; repealing obsolete provisions; and generally relating to
14 requirements of campaign finance law.

15 BY repealing and reenacting, with amendments,
16 Article – Election Law
17 Section 13–207, 13–222, and 13–321
18 Annotated Code of Maryland
19 (2010 Replacement Volume and 2011 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
21 MARYLAND, That the Laws of Maryland read as follows:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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Article – Election Law

2 13–207.

3 (a) This section applies to a political committee other than a political club.

4 (b) A political committee may not receive or disburse money or any other
5 thing of value unless the political committee is established in accordance with the
6 requirements of this section.

7 (c) To establish a political committee:

8 (1) a chairman and a treasurer shall be appointed on a form that the
9 State Board prescribes and that is signed by the chairman and treasurer and includes:10 (i) the residence addresses of the chairman and the treasurer;
11 [and]12 **(II) IF THE CHAIRMAN AND TREASURER AFFIRMATIVELY**
13 **CONSENT TO RECEIVING NOTICE UNDER THIS TITLE ONLY BY ELECTRONIC**
14 **MAIL, THE ELECTRONIC MAIL ADDRESS OF THE CHAIRMAN AND THE**
15 **TREASURER; AND**16 **[(ii) (III)** the information required by § 13–208 of this subtitle;
17 and18 (2) the form shall be filed with the board where the political committee
19 is required to file campaign finance reports.20 **(3) THE CHAIRMAN OR TREASURER OF A POLITICAL COMMITTEE**
21 **SHALL NOTIFY THE STATE BOARD OF A CHANGE IN THE RESIDENCE ADDRESS**
22 **OF THE CHAIRMAN OR TREASURER NO LATER THAN 21 DAYS BEFORE THE DAY**
23 **ON WHICH THE POLITICAL COMMITTEE’S NEXT CAMPAIGN FINANCE REPORT IS**
24 **DUE UNDER § 13–309 OF THIS TITLE.**25 **(4) THE CHAIRMAN OR TREASURER OF A POLITICAL COMMITTEE**
26 **SHALL NOTIFY THE STATE BOARD OF A CHANGE IN THE ELECTRONIC MAIL**
27 **ADDRESS OF THE CHAIRMAN OR TREASURER BY THE DATE SPECIFIED IN**
28 **PARAGRAPH (3) OF THIS SUBSECTION IF THE CHAIRMAN AND TREASURER OF**
29 **THE POLITICAL COMMITTEE HAVE AFFIRMATIVELY CONSENTED TO RECEIVING**
30 **NOTICE UNDER THIS TITLE ONLY BY ELECTRONIC MAIL.**31 (d) (1) A chairman or treasurer of a political committee may resign by
32 completing a resignation form that the State Board prescribes and filing the form with
33 the board where the political committee was established.

1 (2) If a vacancy occurs in the office of chairman or the office of
2 treasurer, the political committee promptly shall appoint a new chairman or treasurer
3 in accordance with this section.

4 13-222.

5 (a) (1) **[On] BY THE NEXT DEADLINE FOR FILING A CAMPAIGN**
6 **FINANCE REPORT AFTER** receiving [and before depositing] a contribution specified in
7 paragraph (2) of this subsection, a treasurer [or subtreasurer] shall issue a campaign
8 contribution receipt on the form that the State Board prescribes.

9 (2) A campaign contribution receipt shall be mailed or delivered to
10 each person who:

11 (i) makes one or more contributions, other than the purchase of
12 tickets for a campaign event, in the cumulative amount of \$51 or more; or

13 (ii) purchases one or more tickets for a campaign event:

14 1. at a cost of \$51 or more per ticket; or

15 2. in the cumulative amount of \$251 or more.

16 (3) At the request of a contributor, a treasurer [or subtreasurer] shall
17 issue a campaign contribution receipt for any other contribution.

18 (4) A campaign contribution receipt issued under this section is
19 evidence of the contribution.

20 (b) The information from a campaign contribution receipt shall be included
21 in the campaign finance report filed by the treasurer [or subtreasurer] under this title.

22 13-321.

23 (a) (1) In accordance with paragraph (2) of this subsection, the State
24 Board shall notify each campaign finance entity that is required under this subtitle to
25 file campaign finance reports of each campaign finance report required to be filed by
26 that entity.

27 (2) The notice shall be provided **[by first class mail]**:

28 **(I)** at least 10 but not more than 20 days before the filing date
29 for each campaign finance report; **AND**

1 **(II) BY FIRST-CLASS MAIL, UNLESS THE RESPONSIBLE**
 2 **OFFICERS OF A CAMPAIGN FINANCE ENTITY AFFIRMATIVELY CONSENT TO**
 3 **RECEIVING THE NOTICE ONLY BY ELECTRONIC MAIL.**

4 (b) The notice required under subsection (a) of this section shall include:

5 (1) the filing date;

6 (2) the telephone number, business hours, and location of the State
 7 Board; and

8 (3) the penalty for failure to file a timely campaign finance report.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 10 June 1, 2012.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.